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13 Nichia Corporation,

14 Plaintiff,

15 v.

16 Seoul Semiconductor, Ltd. and Seoul
17 Semiconductor, Inc.,

18 Defendants.

19 } Case No.: 3:06-CV-0162-MMC (JCS)

20 } **ORDER GRANTING PLAINTIFF
NICHIA CORPORATION'S MOTION
FOR RECONSIDERATION OF ORDER
CONSTRUING CLAIMS**

21 }
22 } Judge: Maxine M. Chesney
23 }
24 }

25 The Court, having considered all papers file in support of and in opposition to
26 plaintiff Nichia Corporation's Motion For Reconsideration Of Order Construing
27 Claims, GRANTS plaintiff's motion. Accordingly,

28 **IT IS HEREBY ORDERED**, that the Order Construing Claims (D.I. # 664)
is modified by replacing the word "opaque" on page 3, line 15 of the order, with the
word "transparent," so that U.S. Design Patent No. 490,784 is construed as claiming
an ornamental design for an LED comprising:

(1) an elongated generally rectangular body having:

(a) a rear portion with top, bottom, and side surfaces that taper

inwardly, and which portion is joined to a front portion by a parting line that bisects the body lengthwise,

(b) the center section of its rear surface recessed and tapered outwardly toward the left and right sections of the rear surface,

(c) the lateral ends of its bottom surface raised, and

(d) its front surface having an elongated transparent window with peaked top and bottom rims and circularly-curved left and right rims; and

(2) two spaced-apart substantially right-angled electrodes, one on either side of the body, each electrode:

(a) protruding laterally from the body, and

(b) having a vertical leg and a substantially horizontal leg joined by a curved radius such that the electrode has an “L” shape when viewed from the right side of the LED and a backward “L” shape when viewed from the left side of the LED, the vertical and substantially horizontal legs having parallel, flat, exposed surfaces, the substantially horizontal leg extending rearwardly and being substantially flush with the body’s bottom surface, a portion of the substantially horizontal leg extending below the lateral end of the raised bottom surface of the body, the vertical leg having a flat top and a rounded outer corner, and the height of the vertical leg being more than a majority of the body’s height.

Dated: September 25, 2007

Maxine M. Chesney
HONORABLE MAXINE M. CHESNEY